

Calendar No. 393

109TH CONGRESS
2D SESSION

S. 476

[Report No. 109-231]

To authorize the Boy Scouts of America to exchange certain land in the State of Utah acquired under the Recreation and Public Purposes Act.

IN THE SENATE OF THE UNITED STATES

MARCH 1, 2005

Mr. HATCH (for himself and Mr. BENNETT) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

APRIL 20, 2006

Reported under authority of the order of the Senate of April 7, 2006, by Mr. DOMENICI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To authorize the Boy Scouts of America to exchange certain land in the State of Utah acquired under the Recreation and Public Purposes Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Boy Scouts of America
3 Land Transfer Act of 2005”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **BOY SCOUTS.**—The term “Boy Scouts”
7 means the Utah National Parks Council of the Boy
8 Scouts of America.

9 (2) **SECRETARY.**—The term “Secretary” means
10 the Secretary of the Interior.

11 **SEC. 3. BOY SCOUTS OF AMERICA LAND EXCHANGE.**

12 (a) **CONGRESSIONAL FINDING.**—Congress finds that
13 the parcels of land described in paragraphs (1) and (2)
14 of subsection (c) are of approximately equal value con-
15 sistent with section 206(h) of the Federal Land Policy and
16 Management Act of 1976 (43 U.S.C. 1716(h)).

17 (b) **AUTHORITY TO CONVEY.**—

18 (1) **IN GENERAL.**—Subject to subsection (d)
19 and notwithstanding the Act of June 14, 1926 (com-
20 monly known as the “Recreation and Public Pur-
21 poses Act”) (43 U.S.C. 869 et seq.), the Boy Scouts
22 may convey to Brian Head Resort, subject to valid
23 existing rights and, except as provided in paragraph
24 (2), any rights reserved by the United States, all
25 right, title, and interest granted to the Boy Scouts
26 by the original patent to the parcel described in sub-

section (c)(1) in exchange for the conveyance by
 Brian Head Resort to the Boy Scouts of all right,
 title, and interest in and to the parcels described in
 subsection (c)(2).

(2) REVERSIONARY INTEREST.—On conveyance
 of the parcel of land described in subsection (c)(1),
 the Secretary shall have discretion with respect to
 whether or not the reversionary interests of the
 United States are to be exercised.

(c) DESCRIPTION OF LAND.—The parcels of land re-
 ferred to in subsection (a) are—

(1) the 120-acre parcel that is part of a tract
 of public land acquired by the Boy Scouts under the
 Act of June 14, 1926 (commonly known as the
 “Recreation and Public Purposes Act”) (43 U.S.C.
 869 et seq.) for the purpose of operating a camp,
 which is more particularly described as the
 $W\frac{1}{2}SE\frac{1}{4}$ and $SE\frac{1}{4}SE\frac{1}{4}$ sec. 26, T. 35 S., R. 9
 W., of the Salt Lake Base and Meridian; and

(2) the 2 parcels of private land owned by
 Brian Head Resort that total 120 acres, which are
 more particularly described as—

(A) $NE\frac{1}{4}NW\frac{1}{4}$ and $NE\frac{1}{4}NE\frac{1}{4}$ sec. 25,

T. 35 S., R. 9 W., Salt Lake Base and Merid-

ian; and

1 ~~(B) SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 24, T. 35. S., R. 9 W.,~~
 2 ~~Salt Lake Base and Meridian.~~

3 ~~(d) CONDITIONS.—On conveyance to the Boy Scouts~~
 4 ~~under subsection (b)(1), the parcels of land described in~~
 5 ~~subsection (c)(2) shall be subject to the terms and condi-~~
 6 ~~tions imposed on the entire tract of land acquired by the~~
 7 ~~Boy Scouts for a camp under the Bureau of Land Man-~~
 8 ~~agement patent numbered 43–75–0010.~~

9 ~~(e) MODIFICATION OF PATENT.—On completion of~~
 10 ~~the exchange under subsection (b)(1), the Secretary shall~~
 11 ~~amend the original Bureau of Land Management patent~~
 12 ~~providing for the conveyance to the Boy Scouts under the~~
 13 ~~Act of June 14, 1926 (commonly known as the “Recre-~~
 14 ~~ation and Public Purposes Act”)~~ (43 U.S.C. 869 et seq.)
 15 ~~numbered 43–75–0010 to take into account the exchange~~
 16 ~~under subsection (b)(1).~~

17 **SECTION 1. SHORT TITLE.**

18 *This Act may be cited as the “Boy Scouts of America*
 19 *Land Transfer Act of 2006”.*

20 **SEC. 2. DEFINITIONS.**

21 *In this Act:*

22 (1) *BOY SCOUTS.—The term “Boy Scouts”*
 23 *means the Utah National Parks Council of the Boy*
 24 *Scouts of America.*

1 (2) *SECRETARY.*—*The term “Secretary” means*
 2 *the Secretary of the Interior.*

3 **SEC. 3. BOY SCOUTS OF AMERICA LAND EXCHANGE.**

4 (a) *AUTHORITY TO CONVEY.*—

5 (1) *IN GENERAL.*—*Subject to subsection (c) and*
 6 *notwithstanding the Act of June 14, 1926 (commonly*
 7 *known as the “Recreation and Public Purposes Act”)*
 8 *(43 U.S.C. 869 et seq.), the Boy Scouts may convey*
 9 *to Brian Head Resort, subject to valid existing rights*
 10 *and, except as provided in paragraph (2), any rights*
 11 *reserved by the United States, all right, title, and in-*
 12 *terest granted to the Boy Scouts by the original pat-*
 13 *ent to the parcel described in subsection (b)(1) in ex-*
 14 *change for the conveyance by Brian Head Resort to*
 15 *the Boy Scouts of all right, title, and interest in and*
 16 *to the parcels described in subsection (b)(2).*

17 (2) *REVERSIONARY INTEREST.*—*On conveyance*
 18 *of the parcel of land described in subsection (b)(1), the*
 19 *Secretary shall have discretion with respect to wheth-*
 20 *er or not the reversionary interests of the United*
 21 *States are to be exercised.*

22 (b) *DESCRIPTION OF LAND.*—*The parcels of land re-*
 23 *ferred to in subsection (a) are—*

24 (1) *the 120-acre parcel that is part of a tract of*
 25 *public land acquired by the Boy Scouts under the Act*

1 of June 14, 1926 (commonly known as the “Recre-
 2 ation and Public Purposes Act”) (43 U.S.C. 869 *et*
 3 *seq.*) for the purpose of operating a camp, which is
 4 more particularly described as the $W^{1/2}SE^{1/4}$ and
 5 $SE^{1/4}SE^{1/4}$ sec. 26, T. 35 S., R. 9 W., Salt Lake Base
 6 and Meridian; and

7 (2) the 2 parcels of private land owned by Brian
 8 Head Resort that total 120 acres, which are more
 9 particularly described as—

10 (A) $NE^{1/4}NW^{1/4}$ and $NE^{1/4}NE^{1/4}$ sec. 25, T.
 11 35 S., R. 9 W., Salt Lake Base and Meridian;
 12 and

13 (B) $SE^{1/4}SE^{1/4}$ sec. 24, T. 35. S., R. 9 W.,
 14 Salt Lake Base and Meridian.

15 (c) *CONDITIONS.*—On conveyance to the Boy Scouts
 16 under subsection (a)(1), the parcels of land described in sub-
 17 section (b)(2) shall be subject to the terms and conditions
 18 imposed on the entire tract of land acquired by the Boy
 19 Scouts for a camp under the Bureau of Land Management
 20 patent numbered 43–75–0010.

21 (d) *MODIFICATION OF PATENT.*—On completion of the
 22 exchange under subsection (a)(1), the Secretary shall amend
 23 the original Bureau of Land Management patent providing
 24 for the conveyance to the Boy Scouts under the Act of June
 25 14, 1926 (commonly known as the “Recreation and Public

- 1 *Purposes Act*”) (43 U.S.C. 869 *et seq.*) numbered 43–75–
- 2 0010 to take into account the exchange under subsection
- 3 (a)(1).

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